

860715

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, JULY 15, 1986

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 9:36 a.m. The meeting was recessed by Mayor O'Connor at 11:01 a.m. The meeting was reconvened by Mayor O'Connor at 11:13 a.m. with Council Members Cleator and Struiksma not present. Mayor O'Connor recessed the meeting at 12:05 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened at 2:00 p.m. The meeting was recessed by Mayor O'Connor at 2:00 p.m. due to the lack of a quorum. The meeting was reconvened at 2:01 p.m. with Council Member Struiksma not present. The meeting recessed at 4:15 p.m. by Mayor O'Connor.

The meeting was reconvened at 4:27 p.m. with Council Members Struiksma and Gotch not present. The meeting was recessed at 5:02 p.m. by Mayor O'Connor. The meeting was reconvened at 5:29 p.m. by Mayor O'Connor with Council Member Struiksma not present. Mayor O'Connor adjourned the meeting at 6:53 p.m. into a Special meeting of the City Council to be held in Room 2000 of the City Administration Building, 202 "C" Street, at the hour of 3:30 p.m. on Thursday, July 17, 1986, for the purpose of the City Manager and independent departments briefing the Council on certain docket items which will appear on the Council agendas of July 21 and 22, 1986.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksma-excused by R-266195
(vacation)
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Martinez-present
- Clerk-Abdelnour (mp;bb)

FILE: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-not present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-not present
- (8) Council Member Martinez-present

ITEM-208: (R-86-2647) ADOPTED AS RESOLUTION R-266230

Authorizing the execution of an agreement with Sharp Memorial Hospital to provide health risk assessment and training services to City employees, pursuant to the terms and conditions of the Health Risk Assessment and Training Agreement.

CITY MANAGER REPORT: As part of its FY 1987 negotiated benefits package, the City is providing the City Health Wellness Program to its employees. This program will provide health risk assessment and training to approximately 650 City employees. The health risk assessment includes a basic health review by a preventive medicine nurse, blood chemistries analysis with a complete lipid profile, a body composition analysis (skinfold), blood pressure analysis and musculoskeletal evaluation. Training is to include a one-hour health profile feedback session with written nutritional and exercise guidelines tailored to the individual's results. The twelve-hour training session includes topical treatment on the overviews of optimal health, stress awareness and stress management, practical nutrition, exercise and weight control, minimizing the risk of cancer, and chemical dependency.

Aud. Cert. 8700039.

FILE: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: A014-038;A081-136.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-211: (O-87-4 Rev.) INTRODUCED AND ADOPTED AS AMENDED AS
ORDINANCE O-16678 (New Series)

19860715

Introduction and adoption of an Ordinance adopting the

Annual Budget for the Fiscal Year 1986-87 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year.

FILE: MEET

COUNCIL ACTION: (Tape location: A344-C029.)

Hearing began at 10:03 a.m. and halted at 11:00 a.m.

Testimony by Mark Nelson, Amy Krulak, and Warren J. Simon.

MOTION BY JONES TO DIRECT THE CITY MANAGER TO START UP THE "GANG PROGRAM" AS SOON AS POSSIBLE THIS FISCAL YEAR AND TO AUGMENT THE NARCOTICS PROGRAM BEGINNING IN JANUARY 1987. THE CITY MANAGER IS TO REPORT TO THE PS&S COMMITTEE IN THE FALL WITH RESPECT TO HOW TO AUGMENT THE NARCOTICS PROGRAM. Second by Martinez.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

MOTION BY JONES TO ADOPT THE CITY MANAGER'S RECOMMENDATION REGARDING THE FY86-87 BUDGET WITH THE TOTAL ALLOCATION OF \$263,584 CONTAINED IN THE CITY MANAGER'S MEMORANDUM DATED JULY 10, 1986. Second by McCarty. Passed by the following vote:

Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

MOTION BY CLEATOR TO DIRECT THE CITY MANAGER TO COME UP WITH A FUNDING SOURCE FOR \$100,000 FOR THE STARLIGHT PROGRAM AND TO REPORT TO THE PF&R COMMITTEE ON THAT MATTER. Second by

Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

MOTION BY MARTINEZ TO DIRECT THE CITY MANAGER TO REPORT TO THE RULES COMMITTEE WITH RESPECT TO THE BUDGET FORMAT AND SCHEDULE FOR FY88. Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO TRANSFER \$300,000 FROM THE TELECOMMUNICATION SYSTEM PROJECT TO BE USED FOR THE "AFTER SCHOOL RECREATION PROGRAM". THE PARK & RECREATION DEPARTMENT WILL SELECT THE SITES. THE SELECTED SITES AND SCHEDULES AND PROGRAM AND DESCRIPTION WILL BE BROUGHT BACK TO COUNCIL FOR APPROVAL IN TWO WEEKS. ALSO, LOOK AT THE POSSIBILITY OF INCLUDING JUNIOR HIGH SCHOOL SITES IN THIS PROGRAM. Second by

Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

MOTION BY GOTCH TO INTRODUCE, DISPENSE WITH THE READING AND

ADOPT THE ORDINANCE AS AMENDED AS FOLLOWS:

(1) BLIND CENTER: THE AMENDMENT TO THE SALARY ORDINANCE WOULD REDUCE A TOTAL OF \$1,363 FROM THE BUDGETS OF DISTRICTS 1, 6, 7, AND THE MAYOR. "PERSONAL SERVICES" MONIES WILL BE TRANSFERRED TO "NONPERSONAL EXPENSES" AND THEN TRANSFERRED TO THE FINANCIAL MANAGEMENT DEPARTMENT BUDGET.

(2) AFTER SCHOOL RECREATION PROGRAM: THE \$300,000 WOULD BE SET ASIDE FOR THE SOLE AND EXCLUSIVE PURPOSE OF PROVIDING THESE PROGRAMS AT SCHOOL SITES COMMENCING OCTOBER 1986 AND THE MONEY WILL BE TRANSFERRED FROM THE ALLOCATION PRESENTLY SET ASIDE FOR THE TELECOMMUNICATION SYSTEM UPGRADE. THE PROGRAMS WILL BE FORMULATED AND FINALIZED BY THE CITY MANAGER AND THE PARK & RECREATION DEPARTMENT.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea,
Mayor O'Connor-yea.

ITEM-310: WELCOMED BY MAYOR O'CONNOR

Welcoming 15 visitors from Lindbergh School who will attend this meeting accompanied by Christine Royal, teacher. This group will arrive at approximately 10:15 a.m.

FILE: MEET
(District-5.)

ITEM-330:

Two actions relative to the El Camino Real Improvement Project Condemnation:
(See City Manager Report CMR-86-319. North City West Community Area. District-1.)

19860715

Subitem-A: (R-87-4 Rev.) ADOPTED AS RESOLUTION R-266237
FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION
Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the construction, operation and maintenance of a public street or streets, slope easements, temporary access easements, a right-of-way for earth embankment or excavation slope or slopes, a permanent easement and right-of-way, including temporary working areas, to construct, reconstruct, maintain, operate and repair storm drain or drains including appurtenances together with the

right of ingress and egress, over, under, along and across portions of El Camino Real between Half Mile Drive and San Dieguito Road, affecting portions of Section 7, Township 14 South, Range 3 West and Section 12, Township 14 South, Range 4 West, S.B.B.M.; and that the public interest, convenience and necessity demand the acquisition of fee title to the easements in said property for the construction of El Camino Real; declaring the intention of the City to acquire said property and easements under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

Subitem-B: (R-86-2634) ADOPTED AS RESOLUTION R-266238

Authorizing the City Manager to add to the Fiscal Year 1987 Capital Improvements Program a new project, CIP-52-382, entitled "El Camino Real Improvement"; authorizing the City Auditor and Comptroller to transfer the sum of \$1,508,025 from FBA Fund No. 79-002, Revenue Account 072622 to CIP-52-382; authorizing the City Manager to accept the sum of \$491,975 from Pardee Construction Company and cause said amount to be deposited into CIP-52-382; authorizing the City Auditor and Comptroller to expend the sum of \$2,000,000 from CIP-52-382 for the condemnation action.

Aud. Cert. 8700033.

FILE: MEET

COUNCIL ACTION: (Tape location: H309-332.)

Hearing began at 3:50 p.m. and halted at 3:51 p.m.

MOTION BY WOLFSHEIMER TO ADOPT WITH CITY MANAGER'S FINDINGS TO BE INCLUDED. Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-331: (R-86-2314) ADOPTED AS RESOLUTION R-266239

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Penasquitos East Landscape Maintenance District.

(Penasquitos East Community Area. District-1.)

CITY MANAGER REPORT: The public hearing establishes the annual assessment for the Penasquitos East Landscape Maintenance District. The district provides for the maintenance of

landscaped medians. The Fiscal Year 1987 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$13,929
Utilities (Electrical Energy & Water)	9,025
Incidentals	14,222
Total Expenses	\$37,176
Reserve	3,718
Total	\$40,894
Less Carry-over & Interest	2,400
Less City Contribution	8,929
Assessed to District	\$29,565

The annual assessment for Fiscal Year 1987 will be approximately \$4 per unit, compared to \$2.85 for Fiscal Year 1986. The increase is due mainly to the inclusion within the district of an additional two miles of landscaped street medians on Carmel Mountain Road and Rancho Penasquitos Boulevard constructed last year. Genstar Development, Inc. paid the maintenance costs for these medians in Fiscal Year 1986. Beginning Fiscal Year 1987, the district will assume the maintenance of these additional medians. Since the medians are distributed throughout the district, Zone "A" will also be extended to include all of the district in Fiscal Year 1987.

FILE: STRT M-116

COUNCIL ACTION: (Tape location: H333-360.)

Hearing began at 3:51 p.m. and halted at 3:52 p.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-332: (R-86-2317) ADOPTED AS RESOLUTION R-266240

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Mission Boulevard Landscape Maintenance District.

(Mission Beach Community Area. District-6.)

CITY MANAGER REPORT: The public hearing establishes the annual assessment for the Mission Boulevard Landscape Maintenance District. The district provides for the maintenance of 198 trees. The Fiscal Year 1987 proposed maintenance costs for the district are as follows:

Contractual Maintenance (Watering)	\$13,733
Maintenance by City Staff - Administration	23,624
Incidentals	8,842

	Total Expenses	\$46,199
Reserve		5,919
	Total	\$52,118
Less Carry-over & Interest		4,000
Assessed to District		\$48,118

The annual assessment for Fiscal Year 1987 will be \$10.70, compared to \$9.50 for Fiscal Year 1986.

FILE: STRT M-115

COUNCIL ACTION: (Tape location: H361-375.)

Hearing began at 3:52 p.m. and halted at 3:53 p.m.

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-333: (R-87-176) ADOPTED AS RESOLUTION R-266241
860715

Appeal of Teresa Clinton from the decision of the Planning Commission in approving Conditional Use Permit CUP-86-0209 proposing to add a companion unit to a single-family residence. The subject 0.2-acre site is located at the intersection of 58th and Olympic Streets, and is further described as Lot 7, Block 20, Bellview Heights Unit 6, Map-2817, in Zone R1-5000, in the State University Community Plan area.

(CUP-86-0209. District-7.)

Adoption of a Resolution granting the appeal and denying the permit or denying the appeal and granting the permit with appropriate findings to support Council action.

FILE: PERM CUP-86-0209

COUNCIL ACTION: (Tape location: H376-I301.)

Hearing began at 3:53 p.m. and halted at 4:15 p.m.

Testimony in favor of appeal by Dennis Clinton and Douglas G. Sikovski, Sr.

Testimony in opposition of the appeal by Bette Klingman and Floy Jones.

MOTION BY McCARTY TO DENY THE APPEAL AND GRANT THE PERMIT.

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-334:

Matter of the appeals of George S. and Jacqueline Szobar, et al, from the decision of the Planning Commission in

approving, with modification, Planned Residential Development Permit PRD-85-0872, which proposes the development of six attached dwelling units (three duplexes) on a 0.73-acre site. The subject property is located on the south side of Ticonderoga Street between Moultrie Avenue and Borreson Street in the R1-5000 Zone and in the Clairemont Mesa Community Plan area. The property is further described as portion of Lot 21, Eureka Lemon Tract, Map-753.
(PRD-85-0872. District-6.)

Subitem-A: (R-86-) FILED, AS A RESULT OF UPHOLDING
THE APPEAL

860715

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-85-0872 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-87-155) ADOPTED AS RESOLUTION R-266232
GRANTING APPEAL AND DENYING PERMIT

Adoption of a Resolution granting the appeal and denying the permit or denying the appeal and granting the permit with appropriate findings to support Council actions.

FILE: PERM PRD-85-0872

COUNCIL ACTION: (Tape location: C095-D145.)

Hearing began at 11:18 a.m. and halted at 12:05 p.m.

Testimony in favor by Jeff Johnson, Jim Kline, Jacqueline Szobar, Ken Holko, Nora Lovejoy, James Spevak, and Richard Cranston.

Testimony in opposition by D. Gandenburger, Michael Pallamary, Bruce Green, and Tim Graves.

MOTION BY GOTCH TO CLOSE THE HEARING, UPHOLD THE APPEAL, AND DENY THE PERMIT, AND INCLUDE THE FINDINGS AS FOLLOWS: (1) DEVELOPMENT IS INCONSISTENT WITH THE COMMUNITY CHARACTER; (2) DEVELOPMENT IS INCONSISTENT WITH THE SURROUNDING PATTERN OF DEVELOPMENT; AND, (3) DENSITY WOULD EXCEED THE EXISTING SINGLE-FAMILY DENSITY IN THAT AREA. ENCOURAGE THE DEVELOPER TO COME BACK WITH A RPROJECT THAT IS CONSISTENT WITH THE COMMUNITY OF TWO OR THREE HOMES AS AN ALTERNATIVE. Second by Jones.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-335: (R-86-) DEEMED DENIED - DECISION OF PLANNING
COMMISSION UPHELD

Appeals of Ann C. Ekstrom and Susan S. Rainville, from the decision of the Planning Commission in approving Tentative Map TM-86-0245, subject to conditions, which proposes a land division to consolidate a 4.1-acre site into one lot.

The site has previously been approved for development with a convalescent hospital. The proposed lot would total 4.1 acres in size where not less than 10 acres is required by the zone. The subject property is located at the northeast corner of Via de la Valle and El Camino Real, and is further described as a portion of Section 6, Township 14 South, Range 3 West, S.B.B.M. The site is in Zone A-1-10, in the Planned Urbanizing area.

(TM-86-0245. District-1.)

Adoption of a Resolution granting the appeal and denying the map or denying the appeal and granting the map with appropriate findings to support Council action.

FILE: SUBD Section 6, Township 14 South, Range 3
West

COUNCIL ACTION: (Tape location: I324-K013.)

Hearing began at 4:28 p.m. and halted at 5:00 p.m.

Testimony in favor of the appeal by Susan Rainville, Ann Ekstrom and Lynn Benn.

Testimony in opposition of the appeal by Lynn Cradle.

MOTION BY WOLFSHEIMER TO DENY THE APPEAL AND GRANT THE MAP.

Second by McColl. Failed by a lack of 5 affirmative votes:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-nay, Struiksma-not present, Gotch-nay, McCarty-nay, Martinez-yea, Mayor O'Connor-nay.

MOTION BY JONES TO GRANT THE APPEAL AND DENY THE MAP. Second by Gotch. Failed by a lack of 5 affirmative votes:

Wolfsheimer-nay, Cleator-not present, McColl-nay, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-nay, Mayor O'Connor-yea.

ITEM-336:

Rezoning Parcel 2, Parcel Map PM-13336, located on the west side of Decena Street between Twain and Vandever Streets (a .16-acre portion of a .64-acre lot), in the Navajo Community Plan area, from Zone R-3000 to Zone R-1000. (Case-86-0230. District-7.)

Subitem-A: (R-86-2490) ADOPTED AS RESOLUTION R-266242

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-86-0230 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-86-217) INTRODUCED, TO BE ADOPTED JULY 28, 1986

Introduction of an Ordinance for R-1000 Zoning.

FILE:

Subitem A ZONE ORD NO.;

Subitem B --

COUNCIL ACTION: (Tape location: K014-038.)

Hearing began at 5:00 p.m. and halted at 5:02 p.m.

MOTION BY McCARTY TO CLOSE THE HEARING, ADOPT SUBITEM A AND INTRODUCE SUBITEM B. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

Motion by McColl to suspend the rules and extend the meeting past 6:30 p.m. Second by Wolfsheimer. Passed by the following vote: Yeas-1,2,3,4,6,7,8,M. Not present-5.

ITEM-337:

Matters of:

1) An amendment to the Pacific Beach Community Plan to redefine the urban design guidelines for the Park La Jolla apartment complex site, subarea 8a. The subject property is located on La Jolla Boulevard between Turquoise and Colima Streets, and is more particularly described as portions of Lots 1 and 2, Map-839, a partition of Pueblo Lot 1783.

2) Applying the Community Plan Implementation Overlay Zone (CPIOZ) to the property located on La Jolla Boulevard between Turquoise and Colima Streets, in the Pacific Beach Community Plan area, which is presently zoned R-1000. The subject property is more particularly described as portions of Lots 1 and 2, Map-839, a partition of Pueblo Lot 1783. (Case-85-0456. District-6.)

Subitem-A: (R-86-2188) ADOPTED AS RESOLUTION R-266243

(Continued from the meeting of June 17, 1986, Item 334d, at the Planning Department's request.)

Adoption of a Resolution approving the amendment to the Pacific Beach Community Plan.

Subitem-B: (O-86-201 Rev. 1) REINTRODUCED, TO BE ADOPTED
JULY 28, 1986

Reintroduction of an Ordinance for Community Plan

Implementation Overlay Zoning (CPIOZ).

(First introduced on 6/17/86. Council voted 7-0. District 3 not present. Mayor vacant.)

FILE: LAND Pacific Beach Community Plan

COUNCIL ACTION: (Tape location: K051-080.)

Hearing began at 5:30 p.m. and halted at 5:34 p.m.

MOTION BY GOTCH TO ADOPT SUBITEM A AND INTRODUCE SUBITEM B.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,

Struiksmma-not present, Gotch-yea, McCarty-yea, Martinez-yea,

Mayor O'Connor-yea.

ITEM-338: CONTINUED TO JULY 21, 1986, AT 2:00 TIME CERTAIN

A portion of Rancho de los Penasquitos located on the north side of Los Penasquitos Canyon Preserve, west of Black Mountain Road and south of State Highway 56 (approximately 724 acres), in Zones R1-5000 and R1-5000 (HR), in the Penasquitos East Development Plan area.

1) Appeals of Rancho Penasquitos Planning Board, by Barbara S. Fisher; Friends of Los Penasquitos Canyon Preserve, Inc., by Leo W. Wilson, et al, from the decision of the Planning Commission in granting:

a) Planned Residential Development Permit PRD-84-0330, which proposes 2,711 multi-family attached and single-family detached dwelling units on the above-described real property.

The development plan proposes a school and park site, natural open space and guidelines for site details which include landscaping, grading, signage, dwelling unit details, public improvements, density, streetscapes and fencing. This PRD permit will be a Master Permit to establish concepts and guidelines for site specific purposes to be processed at the time development is anticipated;

b) Tentative Map TM-84-0330 (Park Village), which proposes a 34-lot subdivision on the above-described real

property; and

- 2) An amendment to the Circulation Element of the Penasquitos East Community Plan and to the Circulation Element of the General Plan.

The proposal involves upgrading Black Mountain Road from a four-lane primary arterial to a six-lane major street, from Park Village Road south to Mercy Road. This upgrading is necessary to accommodate the projected traffic from the Penasquitos East Community. In addition, the proposal would downgrade Black Mountain Road from Twin Trails Drive to Paseo Montalban and Camino Ruiz, south of Park Village Road, from a four-lane primary arterial to a four-lane major street, and a portion of Park Village Road from a four-lane major street to a two- and four-lane collector, west of Camino Ruiz. The Circulation Element of the General Plan is also proposed for amendment to reflect the proposed changes. The amendment area involves those streets described above, which are in the southern portion of the Penasquitos East community.

(PRD & TM-84-0330. District-1.)

Subitem-A: (R-86-2499)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0330 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-86-)

Adoption of a Resolution granting the appeal and denying the permit or denying the appeal and granting the permit with appropriate findings to support Council action.

Subitem-C: (R-86-)

Adoption of a Resolution granting the appeal and denying the map or denying the appeal and granting the map with appropriate findings to support Council action.

Subitem-D: (R-86-)

Adoption of a Resolution granting or denying the community plan amendment to become effective after the next omnibus hearing.

Subitem-E: (R-86-)

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-84-0330.

FILE:

Subitems A, D and E LAND Penasquitos East
Community Plan;

Subitem B PERM PRD-84-0330;

Subitem C SUBD Park Village

COUNCIL ACTION: (Tape location: K081-M286.)

Hearing began at 5:35 p.m. and halted at 7:05 p.m.

Testimony in favor of the appeal by Leo Wilson, Pamela Stevens, and Paula Taylor.

Testimony in opposition by Bruce Warren and Robert McLeod.

Council Member Martinez left at 6:23 p.m.

MOTION BY WOLFSHEIMER TO CONTINUE TO JULY 21, 1986, AT 2:00 TIME CERTAIN WITH THE PLANNING DEPARTMENT AND DEVELOPER TO MEET AND DISCUSS POSSIBLE EMINENT DOMAIN PROCEEDINGS, SPECIFIC SLOPE REDUCTION AND POSSIBLE PURCHASE OF PROPERTY. Second by Jones.

Passed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-nay, Mayor O'Connor-yea.

Motion by Jones to suspend the rules and extend the meeting past 7:30 p.m. Second by Wolfsheimer. Passed by the following vote: Yeas-1,3,4,6,7,M. Nay-2. Not present-5,8.

ITEM-339: CONTINUED TO AUGUST 12, 1986, AT 10:00 A.M.

(Continued from the meeting of June 24, 1986, Item 335, at the appellant's request.)

Appeal of The Foothills Managed Growth Committee, by Noel David Allan, from the decision of the Planning Commission in approving Tentative Map TM-86-0157 (La Jolla Alta Units 14 and 15), which proposes a 9-lot subdivision of portions of Pueblo Lots 1780 and 1781 of the Pueblo Lands of San Diego, and Lots 1-32, Block 1, Sea View Heights, Map-1125 (approximately 54.5 acres), in Zone R1-10000, in the La Jolla Community Plan area. The subject property is further described as a 31.4-acre site west of Fanuel Street and north of Van Nuys Street (8 lots) for residential and open space development and a 23.1-acre site at the north end of

Vickie Drive (1 lot) for open space.
(TM-86-0157. District-1.)

Subitem-A: (R-86-)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0157 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-86-)

Adoption of a Resolution granting the appeal and denying the map or denying the appeal and granting the map with appropriate findings to support Council action.

Subitem-C: (R-86-)

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-86-0157.

FILE: --

COUNCIL ACTION: (Tape location: E009-H308.)

Hearing began at 2:01 p.m. and halted at 3:49 p.m.

Testimony in favor of appeal by Noel David Allan, Ann Parode, Richard Cigledy, Leysia Villarino Wake, Jerri Bowmer, and Robert G. MacDonald.

Testimony in opposition of appeal by Paul Peterson.

Council Member Cleator entered at 2:15 p.m.

Motion by Wolfsheimer to deny the appeal and grant the map.

Second by Cleator. Motion withdrawn.

MOTION BY JONES TO CONTINUE FOR 3-6 MONTHS UNTIL FINDINGS ARE MADE AND RETURN RESULTS TO COUNCIL. Second by Gotch. Failed by the following vote: Wolfsheimer-nay, Cleator-nay, McColl-yea,

Jones-yea, Struiksma-not present, Gotch-yea, McCarty-nay,

Martinez-nay, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO CONTINUE TO AUGUST 12, 1986, AT 10:00 A.M. WITH ADDITIONAL INFORMATION TO BE BROUGHT BEFORE COUNCIL REGARDING IMPACT ON SCHOOLS AND THE MT. SOLEDAD CONNECTION TO INTERSTATE 5. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S500:

Four actions relative to proposed applications for Housing Development Grant funds to assist in the construction of rental units:

(See Housing Commission Report HCR-86-011CC.)

Subitem-A: (R-87-79) ADOPTED AS RESOLUTION R-266233

Authorizing the City Manager to file a Housing Department Grant Application with the United States Department of Housing and Urban Development (HUD), under Section 17 of the United States Housing Act of 1937, which was enacted into law in Section 301 of the Housing and Urban-Rural Recovery Act of 1983, in the approximate grant amount of \$825,000 for the purpose of assisting in the construction of 30 rental apartments; authorizing the City Manager to take actions as are reasonably necessary in connection with meeting the terms and conditions contained in such application and to provide such additional information as may be required.

Subitem-B: (R-87-80) ADOPTED AS RESOLUTION R-266234

Authorizing the City Manager to file a Housing Department Grant Application with the United States Department of Housing and Urban Development (HUD), under Section 17 of the United States Housing Act of 1937, which was enacted into law in Section 301 of the Housing and Urban-Rural Recovery Act of 1983, in the approximate grant amount of \$570,000 for the purpose of assisting in the construction of 75 rental apartments; authorizing the City Manager to take actions as are reasonably necessary in connection with meeting the terms and conditions contained in such application and to provide such additional information as may be required.

Subitem-C: (R-87-81) ADOPTED AS RESOLUTION R-266235

Authorizing the City Manager to file a Housing Department Grant Application with the United States Department of Housing and Urban Development (HUD), under Section 17 of the United States Housing Act of 1937, which was enacted into law in Section 301 of the Housing and Urban-Rural Recovery Act of 1983, in the approximate grant amount of \$750,000 for the purpose of assisting in the construction of 100 rental apartments; authorizing the City Manager to take actions as are reasonably necessary in connection with

meeting the terms and conditions contained in such application and to provide such additional information as may be required.

Subitem-D: (R-87-82) ADOPTED AS RESOLUTION R-266236

Authorizing the City Manager to file a Housing Department Grant Application with the United States Department of Housing and Urban Development (HUD), under Section 17 of the United States Housing Act of 1937, which was enacted into law in Section 301 of the Housing and Urban-Rural Recovery Act of 1983, in the approximate grant amount of \$380,000 for the purpose of assisting in the construction of 50 rental apartments; authorizing the City Manager to take actions as are reasonably necessary in connection with meeting the terms and conditions contained in such application and to provide such additional information as may be required.

FILE: MEET

COUNCIL ACTION: (Tape location: A138-343.)

MOTION BY McCARTY TO ADOPT THE RESOLUTIONS. Second by Cleator.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ADDITIONAL BUSINESS: (R-87-127) ADOPTED AS RESOLUTION
R-266244

During consideration of the above regular business item, the following resolution was adopted.

Directing staff and the City Attorney to prepare a resolution of inducement authorizing the Housing Commission to seek bond financing for the housing projects covered in ITEM-S500, above.

Resolution of Inducement concerning the issuance of Revenue Bonds to finance the construction or rehabilitation of multifamily housing developments.

FILE: MEET

COUNCIL ACTION: (Tape location: A300-325;M299-320.)

MOTION BY McCARTY TO ADOPT RESOLUTION OF INDUCEMENT. Second by

Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-not present, Mayor O'Connor-yea.

ITEM-S501: (R-87-116) ADOPTED AS RESOLUTION R-266229

Authorizing the City Manager to accept, on behalf of the City of San Diego, equitable transfer of a Bell Jet Ranger, Model 206B Helicopter, Serial No. 215; authorizing the expenditure of an amount not to exceed \$3,190 from Special Fund 10132 for the purpose of insuring the aircraft for the remainder of calendar year 1986 and ferrying it to San Diego.

CITY MANAGER REPORT: A 1967 Bell Jet Ranger, Model 206B Helicopter, Serial No. 215, has been equitably transferred to the City of San Diego by the U.S. Department of Justice. The aircraft has recently been completely overhauled and is in excellent condition. In order to complete the transfer of this aircraft, costs will be incurred for a mechanical checkout, fuel, liability insurance, and personnel sustenance expenses for officers travelling to pick up the helicopter. A proposed comprehensive helicopter patrol program, to be funded by seized asset funds, will be brought before Council this fall. However, it is recommended that this helicopter be transferred to the City of San Diego at this time to offset any future storage or mechanical costs that might result. The City must accept delivery by Thursday, July 17, 1986 or incur additional moving costs as well as face possible loss of the aircraft.

Aud. Cert. 8700084.

FILE: MEET

COUNCIL ACTION: (Tape location: A042-077.)

MOTION BY CLEATOR TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-UC-1: (R-87-202) ADOPTED AS RESOLUTION R-266245

19860715

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Judy McCarty from City Council meetings of July 22, 28, and 29, 1986, and the Transportation and Land Use Committee meeting of July 30, 1986, for the purpose of vacation.

FILE: MEET

COUNCIL ACTION: (Tape location: M352-358.)

MOTION BY McCARTY TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-not present, Mayor O'Connor-yea.

ITEM-UC-2: (R-87-203) ADOPTED AS RESOLUTION R-266246

19860715

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Council Member Mike Gotch from all City Council
and Committee meetings during the period of July 21, 1986
through July 23, 1986, for the purpose of vacation.

FILE: MEET

COUNCIL ACTION: (Tape location: M359-362.)

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea,
McCarty-yea, Martinez-not present, Mayor O'Connor-yea.

ITEM-UC-3: (R-87-204) ADOPTED AS RESOLUTION R-266247

19860715

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Council Member Mike Gotch from the July 17, 1986,
Special meeting of the City Council for the purpose of
vacation.

FILE: MEET

COUNCIL ACTION: (Tape location: M363-366.)

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea,
McCarty-yea, Martinez-not present, Mayor O'Connor-yea.

ITEM-CS-1: (R-87-108) ADOPTED AS RESOLUTION R-266248

A Resolution adopted by the City Council in Closed Session
on July 15, 1986:

Authorizing the City Manager to pay the sum of \$86,174.82
in partial settlement of the claim against the City of San
Diego, its agents and employees resulting from a main line
sewer backup to the residence of Marjorie Rodrick. The
partial settlement includes the reconstruction of the
residence and removal and return of the contents of the
residence; authorizing the City Auditor and Comptroller to
issue one check in the amount of \$86,174.82 made payable to
Luth and Turley, Inc., in partial settlement of this claim.

Aud.Cert. 8700044

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:53 p.m.

FILE: MEET

COUNCIL ACTION: (Tape location: M367-380).

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF RALPH WYER

AND MICHAEL GHIO. Second by Jones. Passed by the following
vote: Wolfsheimer-yea, Cleator-not present, McColl-yea,
Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea,
Martinez-not present, Mayor O'Connor-yea.

Charles G. Abdelnour, City Clerk
City of San Diego